

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
BUFFETS, INC.,

Plaintiff,

v.

OLD TOWN BUFFET RESTAURANT, INC.,

Defendants.  
-----X

Civil Action No. 07-CIV-7209

**MOTION TO ADMIT JOEL D. LEVITON  
PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Raymond R. Castello, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of:

Applicant's Name: Joel D. Leviton  
Firm Name: Fish & Richardson P.C.  
Address: 60 South Sixth Street, Suite 3300  
City/State/Zip: Minneapolis, MN 55402  
Phone Number: (612) 335-5070  
Fax Number: (612) 288-9696

Joel D. Leviton is a member in good standing of the Bar of Minnesota, the Bar of the United States District Court for the District of Minnesota, the Bar of the United States District Court for the Western District of Wisconsin, and the Bar of the United States District Court for the Eastern District of Wisconsin.

There are no pending disciplinary proceedings against Joel D. Leviton in any State or Federal court.

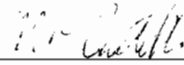
AL 925-628774

Respectfully submitted,

FISH & RICHARDSON P.C.

Dated: October 4, 2007  
New York, New York

By: \_\_\_\_\_



Raymond R. Castello (RC 2106)  
Citigroup Center  
52nd Floor  
153 East 53rd Street  
New York, NY 10022-4611  
Telephone: (212) 765-5070  
Facsimile: (212) 258-2291

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**AFFIDAVIT OF RAYMOND R.  
CASTELLO IN SUPPORT OF MOTION  
TO ADMIT JOEL D. LEVITON  
PRO HAC VICE**

State of New York     )  
                                  ) ss.  
County of New York    )

Raymond R. Castello, being duly sworn, hereby deposes and says as follows:

1. I am a Principal at Fish & Richardson P.C., counsel for Plaintiff in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Joel D. Leviton as counsel pro hac vice to represent Plaintiff in this matter.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in April, 1978. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Joel D. Leviton since May, 2005.

4. Joel D. Leviton is an Associate at Fish & Richardson P.C., in Minneapolis, Minnesota.

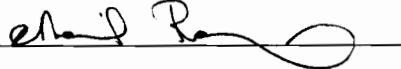
5. I have found Joel D. Leviton to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move the admission of Joel D. Leviton, pro hac vice.

7. I respectfully submit a proposed order granting the admission of Joel D. Leviton, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE, it is respectfully requested that the motion to admit Joel D. Leviton, pro hac vice, to represent Plaintiff in the above captioned matter, be granted.

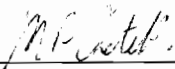
Dated: October 4, 2007  
New York, New York

Notarized: 

**NEIL RABENSON**  
Notary Public, State of New York  
No. 01944601762  
Qualified in New York County  
Certificate filed in New York County  
Commission Expires October 4, 2010

Respectfully submitted,

FISH & RICHARDSON P.C.

By:   
Raymond R. Castello (RC 2106)  
Citigroup Center  
52nd Floor  
153 East 53rd Street  
New York, NY 10022-4611  
Telephone: (212) 765-5070  
Facsimile: (212) 258-2291

### Certificate of Good Standing

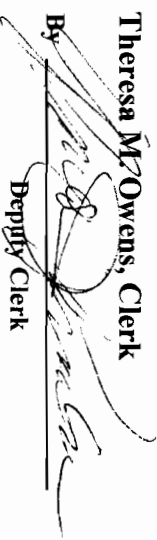
United States of America  
Western District of Wisconsin } §

I, Theresa M. Owens, Clerk of the United States District Court for the Western District of Wisconsin,

DO HEREBY CERTIFY that Joel D. Levion was duly admitted to practice in said court on March 5, 2004, and is in good standing in said court.

Dated at MADISON, WI

September 27, 2007

Theresa M. Owens, Clerk  
By  Deputy Clerk

September 26, 2007<sup>th</sup> AO 136 (Rev. 9/98) Certificate of Good Standing

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**UNITED STATES DISTRICT COURT**

**District of Minnesota**

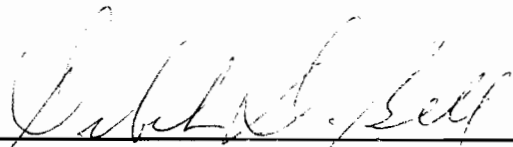
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**CERTIFICATE OF  
GOOD STANDING**

I, Richard D. Sletten, Clerk of this Court, certify that  
  
Joel D. Leviton, Bar #308687, was duly admitted  
  
to practice in this Court on August 15, 2003, and is in  
  
good standing as a member of the Bar of this Court.

Dated at Minneapolis, Minnesota, on September 26, 2007.

**RICHARD D. SLETTEN, CLERK**

  
\_\_\_\_\_  
(By) Deborah D. Bell, Deputy Clerk

AO136  
(Rev. 9/98)

# United States District Court

Eastern District of Wisconsin

## Certificate of Good Standing

I, JON W. SANFILIPPO , Clerk of the United States District Court, Eastern District of Wisconsin,

DO HEREBY CERTIFY that **Joel D. Leviton**, Bar #308687, was duly admitted to practice in this Court on April 25, 2005, and is in good standing as a member of the Bar of this Court.

Dated at Milwaukee, Wisconsin

on September 28, 2007

Jon W. Sanfilippo  
Clerk

By   
Deputy Clerk

**CERTIFICATE OF SERVICE**


I certify that on October 4, 2007, I caused a true and correct copy of the following:

1. Motion for Admission *Pro Hac Vice* of Joel D. Leviton;
2. Affidavit in Support of Motion for Admission *Pro Hac Vice*;
3. Certificates of Good Standing from United States District Courts for the District of Minnesota, Western District of Wisconsin, and Eastern District of Wisconsin; and
4. Proposed Order Granting Admission *Pro Hac Vice* of Joel D. Leviton

to be served as indicated on the individuals listed below:

**Via US Mail**

Mark I. Reisman  
Reisman, Rubeo & McClure, LLP  
1 Barker Avenue, Suite 180  
White Plains, NY 10601

  
Julie Lindner